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Attorneys for Defendant
United States of America

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

LAURA ELIZABETH ESCALANTE,

Defendant.

CR No. 00-00154-UA

MOTION TO DISMISS INDICTMENT
AGAINST DEFENDANT LAURA
ELIZABETH ESCALANTE WITH
PREJUDICE PURSUANT TO FEDERAL
RULE OF CRIMINAL PROCEDURE
48(a); DECLARATION OF JOSEPH O.
JOHNS

Plaintiff, United States of America, by its undersigned
attorneys, hereby moves this court to dismiss the Indictment in
the above-captioned case against defendant Laura Elizabeth
Escalante with prejudice and in the interests of justice,
pursuant to Federal Rule of Criminal Procedure 48(a). In

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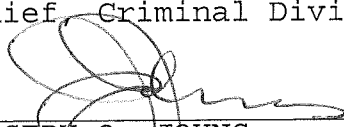
1 support of this motion, the United States submits the attached
2 declaration of Assistant United States Attorney Joseph O. Johns.

3 Dated: November 24, 2014

Respectfully submitted,

4 STEPHANIE YONEKURA
5 Acting United States Attorney

6 ROBERT E. DUGDALE
7 Assistant United States Attorney
8 Chief, Criminal Division

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JOSEPH O. JOHNS
Assistant United States Attorney

10 Attorneys for Defendant
11 United States of America
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DECLARATION OF JOSEPH O. JOHNS

I, Joseph O. Johns, hereby declare as follows:

1. I am an Assistant United States Attorney for the Central District of California and I am assigned to prosecute the case of United States v. Laura Elizabeth Escalante, CR No. 00-00154-UA.

2. In the Indictment filed on December 5, 2000, the defendant was charged with 18 U.S.C. § 371 (Conspiracy); 18 U.S.C. §§ 545 and 2(b) (Receiving Smuggled Goods); 21 U.S.C. §§ 331(c), 333(a)(2), 352(b), (c) & (f)(1), 21 C.F.R. § 201.15(c)(1), and 18 U.S.C. § 2(b) (Receipt of Misbranded Drugs in Interstate Commerce and Delivery and Proffered Delivery Thereof); 21 U.S.C. §§ 331(k), 333(a)(2), and 353(b), 18 U.S.C. § 2(b) (Misbranding of a Drug While Held for Sale After Shipment in Interstate Commerce); and 21 U.S.C. § 841(a)(1) Possession of a Controlled Substance with Intent to Distribute.

3. It is my understanding that the defendant has been a fugitive from justice, and living outside the jurisdiction of the United States, since approximately the date of the crimes charged in the indictment until present day.

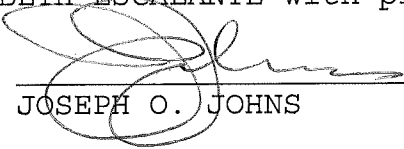
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1 4. The government has no reliable information regarding
2 defendant's present location, nor any plans to track down and
3 locate defendant.
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5 5. It is my professional opinion that the interests of
6 justice require the dismissal of the indictment in this matter
7 against defendant LAURA ELIZABETH ESCALANTE with prejudice.

8 Dated: November 24, 2014

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JOSEPH O. JOHNS